

PATENT

D8202-00012

II. Remarks

Claims 58-103 are pending in the present application.

Applicants are grateful to the Examiner for allowing Claims 91-99, 102 and 103 and for recognizing the allowable subject matter in Claims 60-81, 83-85, 87, 88 and 90.

The Action provisionally rejects Claims 58, 59, 82, 86, 89, 100 and 101 under the judicially created doctrine of obviousness-type double patenting as being unpatentable over Claims 41, 44, 45, 69 70 and 73 of copending Application No. 10/247,681, which has been allowed and for which Applicants have paid the issue fee.

Applicants submit a terminal disclaimer herewith to obviate the provisional type double patenting rejection. The terminal disclaimer is signed by the undersigned, who was made of record in this case in the Revocation of Power of Attorney and New Power of Attorney filed March 23, 2005.

Reconsideration and withdrawal of this rejection are respectfully requested.

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III. Conclusion

In view of the foregoing remarks and amendments, Applicant(s) submit that this application is in condition for allowance at an early date, which action is earnestly solicited.

The Commissioner for Patents is hereby authorized to charge any additional fees or credit any excess payment that may be associated with this communication to deposit account 04-1679.

Respectfully submitted,

Dated: 4/14/05


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